

IN THE UNITED STATES DESIGNATED OFFICE (DO/US)

In re: Timothy M. Crowder et al.

Attn: DO/US

Application Serial No. 10/595,478

Filing Date: April 21, 2006

International Filing Date: October 26, 2004

For: **BLISTER PACKAGES AND ASSOCIATED METHODS OF FABRICATING
DRY POWDER DRUG CONTAINMENT SYSTEMS**

DATE: July 11, 2007

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.47(a)

Sir:

Applicant respectfully requests reconsideration of the decision of Dismissal of Applicant's PETITION UNDER 37 C.F.R. §§ 1.47(a) WHERE ONE INVENTOR CANNOT BE REACHED, mailed June 29, 2007, regarding the above-referenced patent application. The Dismissal found the executed Declaration and Power of Attorney document for this application, as submitted with the Petition, to be improper because it included two page 3's, with a different one of the inventors listed on page 3 executing a respective one of the submitted page 3's. However, Applicant also acknowledges, with appreciation, the decision's statement that the Petition met the requirements for demonstrating diligent effort to attempt to locate inventor Mark Ketner.


With respect to the "improper" submission of the Declaration, the Dismissal states that it "is not acceptable to combine pages from different documents into a single composite declaration" and alleges that if not submitting a single complete declaration executed by all of the inventors, then Applicant must submit multiple complete declarations with each available inventor on each one of the multiple complete Declarations. However, Applicant respectfully submits that the different pages are not from different documents, but the same document with sheets of the document executed in a different place by different inventors. Applicant submits that the MPEP does not require the single or multiple Declaration format. Rather, the MPEP requires only that the Declaration include a complete listing of all inventors. The MPEP states that:

While each inventor need not execute the same oath or declaration, each oath or declaration executed by an inventor must contain a complete listing of all of the inventors so as to clearly indicate what each inventor believes to be the appropriate inventive entity.

MPEP 605.04(a) (copy attached). Thus, Applicant respectfully submits that the prior Declaration was proper. However, to advance prosecution, Applicant has attached four copies of the Declaration with the four documents providing the executed signatures of all the available inventors.

Applicant respectfully submits that the Petition is in condition for allowance or approval, which action is requested. No additional fee is believed to be due; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No 50-0220.

Respectfully submitted,


Julie H. Richardson
Registration No. 40,142

Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
Facsimile: (919) 854-1401
Customer No. 20792

CERTIFICATION OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on July 11, 2007.

Signature: _____


Rosa Lee Brinson